

FILED

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ALABAMA
WESTERN DIVISION

00 JUL 31 PM

U.S. DISTRICT COURT
N.D. OF ALABAMA

CHARLES EDWARD PYLES,

Plaintiff,

vs.

CV 00-N-1241-W

ROY SMITH,

Defendant.

Just **ENTERED**
JUL 31 2000

MEMORANDUM OF OPINION

The magistrate judge filed a report and recommendation on July 11, 2000, recommending that this action filed pursuant to 42 U.S.C. § 1983 be dismissed under 28 U.S.C. § 1915A(b)(1) for failing to state a claim upon which relief can be granted. The plaintiff filed objections to the report and recommendation on July 28, 2000 (Document #9).

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation and the objections thereto, the Court is of the opinion that the magistrate judge's report is due to be and is hereby ADOPTED and the recommendation is ACCEPTED. Accordingly, the complaint is due to be dismissed pursuant to 28 U.S.C. § 1915A(b)(1). A Final Judgment will be entered.

DATED this 31st day of July, 2000.



EDWIN L. NELSON
UNITED STATES DISTRICT JUDGE